

auditor is hereby authorized to draw his order on the treasurer for the above amount.

Approved, March 9, 1882.

## CHAPTER 40.

### ASYLUM FOR FEEBLE-MINDED CHILDREN REORGANIZED.

AN ACT to Repeal Chapter 152 of the Acts of the Sixteenth General Assembly, and Chapter 164 of the Acts of the Eighteenth General Assembly, and to Provide for the Establishment and Maintenance of the Institution for Feeble-Minded Children at Glenwood.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That chapter 152 of the sixteenth general assembly, and chapter 164 of the eighteenth general assembly, be and the same are hereby repealed, and the following enacted in lieu thereof:—

SEC. 2. That the institution located at Glenwood, in Mills county, and heretofore known as the Asylum for feeble-minded children, shall by this act be termed the Institution for feeble-minded children. Said institution shall be under the management of a board of trustees, consisting of three persons, two of whom shall constitute a quorum for the transaction of business. Said trustees shall be elected by the general assembly, one of whom shall be elected for two years, one for four years, and one for six years; and at least one of them shall be a resident of Mills county, and each general assembly shall hereafter elect one trustee for six years.

SEC. 3. The purposes of this institution are to train, instruct, support, and care for feeble-minded children.

SEC. 4. The board of trustees shall appoint a superintendent, whose duty it shall be, under the direction of the board, to superintend the care, management, training, and instruction of the wards of the institution, and the management of its finances. He shall give a bond to the state of Iowa in such sum as the board shall require, to be approved by the board, conditioned for the faithful performance of his duties. He shall make quarterly settlements with the treasurer of the board.

SEC. 5. The board of trustees shall have the general supervision of the institution and all its affairs, and shall adopt such rules and regulations for the management of the same as will carry into effect the provisions and purposes of this act. The trustees shall elect one of their number president, and they shall elect a secretary and treasurer, who may or may not be members of the board. The treasurer shall give bonds as the board may

**Compensation.** require, conditioned for the faithful accounting of all moneys that come into his hands. The secretary and treasurer, if not a member of the board, shall receive three dollars per day for the time he is actually employed during the sessions of the board, or under their direction. Said board shall meet at the institution on the first Wednesday in October of each year, and every three months thereafter, and at such other times as two of their number may decide. The full compensation of the members of the board shall be four dollars per day for time actually employed and mileage such as is allowed by law to the members of the general assembly.

**Admission of pupils and duty of county superintendents.**

SEC. 6. Every child and youth residing in the state between the ages of five and eighteen years of age, who by reason of deficient intellect is rendered unable to acquire an education in the common schools, shall be entitled to receive the physical and mental training and care of this institution at the expense of the state; and it shall be the duty of the county superintendent of common schools in each county to report to the superintendent of the institution, on the first day of October of each year, the name, age, and post-office address of every person in his county between the ages of five and twenty-one, who, by reason of feeble mental and physical condition is deprived of a reasonable degree of benefit from the common schools. He shall also state in said report whether or not such person has ever attended school, and how long, if at all; and he shall also give the post-office address of the parent, guardian, or nearest friend of such person.

**Who can apply for admission.**

SEC. 7. There shall be received into the institution feeble-minded children between the ages of five and eighteen years, whose admission shall be applied for as follows:

*First.* By the father and mother, or either of them, if the other be adjudged insane.

*Second.* By the guardian duly appointed.

*Third.* In all other cases by the board of supervisors of the county in which the child resides. It shall be the duty of such board of supervisors to make such application for any such child that has no living sane parent or guardian in the state, unless such child is comfortably provided for already.

**Trustees to prescribe form of application.**

SEC. 8. The forms for applications for admission into the institution shall be such as the trustees shall prescribe, and each application shall be accompanied by answers to such interrogatories as the trustees shall require propounded.

**\$10.00 per month support fund.**

SEC. 9. For the support of said institution there is hereby appropriated out of any money in the treasury, not otherwise appropriated, the sum of ten (10) dollars per month for each inmate therein supported by the state, counting the actual time such person is an inmate and supported by the institution; and upon presentation to the auditor of state of a sworn statement of the average number of inmates supported in the institution by the state, for the preceding month, the auditor of state shall draw his warrant upon the treasurer of state for such sum.

For the ordinary expenses of the institution, including furniture, books, school apparatus, and compensation of officers and teachers, there is hereby appropriated the sum of eleven (11) thousand dollars annually, or so much thereof as may be necessary, which may be drawn quarterly upon the order of the trustees. \$11,000 annually appropriated.

SEC. 10. When the pupils of the institution are not otherwise provided with clothing, the same shall be furnished by the superintendent, who shall make out an account of the cost thereof in each separate case, together with the cost of transmission of the pupil, when the latter is not otherwise provided for; and said account shall be made against the parent or guardian, if there be such, or otherwise against the inmate; and when said account shall have been certified to by the superintendent, it shall be presumed to be correct in all courts, and shall be transmitted by mail to the county auditor of the county from which said pupil was sent to the institution. The said auditor shall then proceed at once to collect the same, by suit if necessary, in the name of the county, and pay the same into state treasury. The superintendent shall at the same time transmit a duplicate of the same account to the auditor of state, who shall credit the same to the account of the institution and charge it to the proper county: *Provided*, [if] it shall appear by the affidavit of three disinterested citizens of the county, not kin to the inmate, that the parent or guardian would be unreasonably oppressed by such suit, then such auditor shall not institute such suit, but shall credit the same to the state on his books, and report the amount of such account to the board of supervisors of his county, and the said board shall draw from the county fund the amount claimed and cause the same to be paid into the state treasury. All accounts for clothing and transportation of pupils on the books of the superintendent of this institution, and not paid at the time of the enactment of this section, hereby are made subject to the same, and shall be collected accordingly. Superintendent to furnish clothing, when.  
Account sent to county and duty of county auditor.  
Auditor of state to charge same to county.  
Proviso.  
All accounts subject to this section.

SEC. 11. Any inmate of the institution may be returned to the parents or guardian whenever the trustees may so direct. Inmates returned, when.

SEC. 12. The term "feeble-minded," as used in connection with this institution, shall be so construed as to include idiotic children, and the institution shall provide a custodial department for the care of such children as cannot be benefited by educational training. Feeble-minded include idiotic children.

SEC. 13. The board of trustees shall make a full report of the disbursements of the institution, and its condition, financial and otherwise, to the general assembly, at each regular session thereof. Trustees to report to general assembly.

SEC. 14. The superintendent may, under the direction of the board of trustees, appoint such subordinate officers, teachers, attendants, and other help as may be needed for the efficient working of the institution. Appointment of subordinate officers.

SEC. 15. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication. Publication.

the Iowa State Register and The Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, March 10, 1882.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *The Iowa State Leader* March 11, 1882.

J. A. T. HULL, *Secretary of State*.

## CHAPTER 41.

### LOCATION OF HIGHWAY ACROSS CERTAIN STATE LAND.

S. F. 107. AN ACT Authorizing the Location of a Highway Across Land Belonging to the State of Iowa.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the board of supervisors of Buchanan county, Iowa, is authorized to establish a highway on the south side of the north half of the northeast quarter of section seven (7), township eighty-eight (88), range nine (9), Iowa: *Provided*, that the land taken for such highway shall not exceed two rods in width across the south side of said premises.

SEC. 2. This act being deemed of immediate importance shall take effect from and after its publication in the Iowa State Register and Iowa State Leader, newspapers published at Des Moines, Iowa.

Approved, March 10, 1882.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *The Iowa State Leader* March 11, 1882.

J. A. T. HULL, *Secretary of State*.

## CHAPTER 42.

### INDEPENDENT SCHOOL-DISTRICT OF VOLGA LEGALIZED.

S. F. 166. AN ACT to Legalize the Independent School-District of Volga City, Clayton County, Iowa.

Preamble. WHEREAS, Certain territory of the district-township of Sperry, Clayton county, Iowa, was, on the twenty-sixth day of April, A.